

LPW



I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 26, 2004.

James D. Ryndak

Typed or Printed Name of Person Mailing Correspondence


Signature of Person Mailing Correspondence

Attorney Docket
No. 40300 - 10121

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Glenn Roy et al.
Appl. No.: 10/629,759
Filed: 07/30/2003
Title: PREVENTION OF SYNTHETIC COLOR FADING IN
BEVERAGES USING BOTANICALLY DERIVED COLOR
STABILIZERS
Grp./A.U.: 1761
Examiner: Not yet assigned
Docket No. 40300-10121

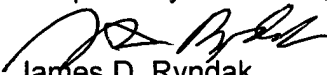
**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
BEFORE MAILING DATE OF A FIRST OFFICE ACTION
ON THE MERITS (37 C.F.R. § 1.97(B)(3))**

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

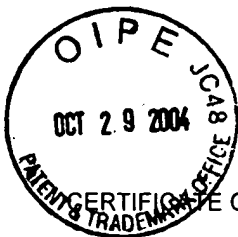
Sir:

The Information Disclosure Statement transmitted herewith is being filed under 37 C.F.R. §1.97(b)(3), i.e., before the mailing of a first Office Action on the merits. Applicants believe that no fees are due with this request. However, if fees are due, the Commissioner is authorized to charge such fees to Deposit Account No. 50-0503. A duplicate copy of this transmittal form is attached hereto.

Respectfully submitted,


James D. Ryndak
Registration No. 28,754
Attorney for Applicant

Date: October 26, 2004
RYNDAK & SURI
30 N. LaSalle Street, Suite 2630
Chicago, IL 60602
312-214-7770 telephone
312-214-7715 facsimile

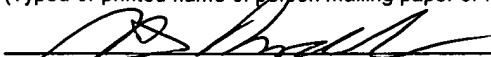


CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 26, 2004.

James D. Ryndak

(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Glenn Roy et al.
Appl. No.: 10/629,759
Filed: 07/30/2003
Title: PREVENTION OF SYNTHETIC COLOR FADING IN
BEVERAGES USING BOTANICALLY DERIVED COLOR
STABILIZERS
Grp./A.U.: 1761
Examiner: Not yet assigned
Docket No. 40300-10121

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached Form SB08A. If cited, copies of any of the cited foreign patents and translations or abstracts, if available, and publications and other information are enclosed.

The cited references are listed for:


☒ the pending application and/or ☐ those previously cited by the Office or submitted by Applicants in the following application upon which this application relies for an earlier filing date under 35 U.S.C. 120.

In re Appln. of Glenn Roy et al.
Appln. No. 10/629,759
Atty. Docket No. 40300-10121

although Applicants reserve the right to contest the prior art status of any document cited herein.

Pursuant to 37 C.F.R. 1.97(b), this Statement is being filed: ☐ within three (3) months of the filing date of this application and no fee is required; or ☒ before the mailing of the first Office Action and no fee is required; or ☐ after the mailing of the first Office Action and the fee of \$180.00 is enclosed herewith.

Respectfully submitted,

By 
James D. Ryndak
Reg. No. 28,754
Attorney for Applicants

Dated: October 26, 2004

RYNDAK & SURI
30 North LaSalle Street
Suite 2630
Chicago, Illinois 60602
(312) 214-7770

Q:\Pepsico\10121\IDS.doc

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/629,759
Filing Date	07/30/2003
First Named Inventor	Glenn Roy
Art Unit	1761
Examiner Name	Not Yet Assigned
Attorney Docket Number	40300 - 10121

Sheet	1	of	1
-------	---	----	---

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.